Approved for Release by NSA on 05-16-2012, FOIA Case # 67129

# ANNUAL REPORT
# FREEDOM OF INFORMATION ACT

FY 2005

REPORT CONTROL SYMBOL
DD-DA&M(A)1365

**1. INITIAL REQUEST DETERMINATIONS**

| a TOTAL REQUESTS | b GRANTED IN FULL | c. DENIED IN PART | d DENIED IN FULL | e "OTHER REASONS" | f TOTAL ACTIONS |
|---|---|---|---|---|---|
| 893 | 156 | 242 | 140 | 355 | 893 |

**2a. EXEMPTIONS INVOKED ON INITIAL REQUEST DETERMINATIONS**

| (b) (1) | (b) (2) | (b) (3) | (b) (4) | (b) (5) | (b) (6) |
|---|---|---|---|---|---|
| 155 | 21 | 215 | 8 | 3 | 54 |

| (b) (7)(A) | (b) (7)(B) | (b) (7)(C) | (b) (7)(D) | (b) (7)(E) | (b) (7)(F) | (b) (8) | (b) (9) |
|---|---|---|---|---|---|---|---|
| 1 | 0 | 1 | 2 | 5 | 0 | 0 | 0 |

**2b "OTHER REASONS" CITED ON INITIAL DETERMINATIONS**

| 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | TOTAL |
|---|---|---|---|---|---|---|---|---|---|
| no records | referrals | withdrawn | fee | clarify | non-purview | | dupe | Admin close | |
| 161 | 0 | 23 | 0 | 5 | 22 | 0 | 23 | 121 | 355 |

**2c STATUTES CITED ON INITIAL REQUEST (b)(3) EXEMPTIONS**

| (1)(b)(3) STATUTE CLAIMED | NUMBER OF INSTANCES | COURT UPHELD? *(Yes or No)* | CONCISE DESCRIPTION OF MATERIAL WITHHELD |
|---|---|---|---|
| 10 USC 130 | 3 | Y | Unclass Technical Data with Military or Space Applications (export control) |
| 10 USC 2305(g) | 1 | Y | Protection of contractual proposals |
| 18 USC 798(a) | 111 | Y | Communications Intelligence |
| 50 USC 402, P.L. 86-36 | 215 | Y | NSA Functions and Information |
| 50 USC 403 | 110 | Y | Intelligence Sources and Methods |
| J1-CIA | 4 | | |

**3 APPEAL DETERMINATIONS**

| a TOTAL REQUESTS | b GRANTED IN FULL | c DENIED IN PART | d DENIED IN FULL | e "OTHER REASONS" | f TOTAL ACTIONS |
|---|---|---|---|---|---|
| 39 | 1 | 1 | 17 | 20 | 39 |

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**4a EXEMPTIONS INVOKED ON APPEAL DETERMINATIONS**

| (b) (1) | (b) (2) | (b) (3) | (b) (4) | (b) (5) | (b) (6) |
|---|---|---|---|---|---|
| 16 | 0 | 15 | 1 | 0 | 1 |

| (b) (7)(A) | (b) (7)(B) | (b) (7)(C) | (b) (7)(D) | (b) (7)(E) | (b) (7)(F) | (b) (8) | (b) (9) |
|---|---|---|---|---|---|---|---|
| 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |

**4b "OTHER REASONS" CITED ON APPEAL DETERMINATIONS**

| 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | TOTAL |
|---|---|---|---|---|---|---|---|---|---|
| no records 8 | referrals 1 | withdrawn 0 | fee 3 | clarify 0 | non-purview 6 | 0 | Dupe 0 | timeliness/ expedite 2 | 20 |

**4c STATUTES CITED ON APPEAL (b)(3) EXEMPTIONS**

| (1)(b)(3) STATUTE CLAIMED | NUMBER OF INSTANCES | COURT UPHELD? *(Yes or No)* | CONCISE DESCRIPTION OF MATERIAL WITHHELD |
|---|---|---|---|
| 50 USC 402, P.L. 86-36 | 16 | Y | NSA Functions and Information |
| 50 USC 403 | 15 | Y | Intelligence Sources and Methods |
| 18 USC 798 | 13 | Y | Communications Intelligence |

| 5. NUMBER AND MEDIAN AGE OF INITIAL CASES PENDING | (1) AS OF BEGINNING REPORT PERIOD | (2) AS OF END REPORT PERIOD |
|---|---|---|
| a TOTAL INITIAL REQUESTS PENDING *(open)* | 666 | 708 |
| b. MEDIAN AGE *(in days)* OF OPEN INITIAL REQUESTS | 326 | 746 |

| 6 TOTAL NUMBER OF INITIAL REQUESTS RECEIVED DURING THE FISCAL YEAR | | |
|---|---|---|
| Appeal Received | 63 | 935 |

| 7 TYPES OF INITIAL REQUESTS PROCESSED AND MEDIAN AGE | TOTAL NUMBER OF CASES | MEDIAN AGE *(Days)* |
|---|---|---|
| a SIMPLE | 867 | 40 |
| b COMPLEX | 25 | 762 |
| c EXPEDITED PROCESSING requests 33 | 1 | 12 |

| 8. TOTAL AMOUNT COLLECTED FROM THE PUBLIC | $ 2780 |
|---|---|

| 9 PROGRAM COST | |
|---|---|
| a NUMBER OF FULL TIME STAFF | 15.6 |
| b NUMBER OF PART TIME STAFF | 21.1 |
| c ESTIMATED LITIGATION COST | $ 28,065 |
| d TOTAL PROGRAM COST | $ 2,318,465 |

**10 AUTHENTICATION**

a. SIGNATURE *(Approving Official)* Pamela N. Phillips

b TYPED NAME *(Last, First, Middle Initial)* Phillips, Pamela N.

c DUTY TITLE Chief, FOIA/PA Office

d AGENCY NAME National Security Agency

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